

EXHIBIT 1

TPP LONG FORM NOTICE

United States District Court – District of Massachusetts

**If You Are a Third-Party Payor Based in or With
Beneficiaries in Massachusetts
And You Made Reimbursements For Any of the Drugs
Listed Below,
A Class Action Lawsuit May Affect Your Rights.**

The District Court has approved the text of this Notice and authorized its printing and publication. It is not from a lawyer. You are not being sued.

A lawsuit claims that certain drug companies (the “Defendants”) reported false and inflated average wholesale prices (“AWP”) for some types of outpatient drugs (“Covered Drugs”), and asks the Court to award money damages to Third-Party Payors (“TPP”) that made reimbursements for those drugs based on the drug’s AWP.

The Court has said that the lawsuit can go forward on behalf of two “Classes” of TPPs. Those Classes include (1) TPPs who made reimbursements for all or part of their insured’s 20% co-payment under Medicare Part B for a Covered Drug between January 1, 1991 and January 1, 2005, and (2) TPPs who reimbursed for the drugs listed below outside of Medicare Part B based on a contract that uses AWP as a reimbursement benchmark between January 1, 1991 and June 1, 2006. In addition, in order to qualify to be a member of one of these Classes, TPPs must have made reimbursements for beneficiaries in Massachusetts, *or* made reimbursements for the Covered Drugs and have its principal place of business in Massachusetts.

Defendant Drug Company	Covered Drugs
AstraZeneca	Zoladex
Bristol-Myers Squibb Group	Blenoxane; Coumadin; Cytosan; Etopophos; Paraplatin; Rubex; Taxol; VePesid
Johnson & Johnson Group	Remicade; Procrit
Schering Plough Group	Albuterol; Integrilin; Intron A; Perphenazine; Proventil; Temodar

- The charts below summarize your legal rights and choices. *You must make choices now regarding your rights. Please read all of this Notice carefully.*

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

A SUMMARY OF YOUR RIGHTS AND CHOICES:

You May:		Due Date
Do Nothing	<p><i>Stay in the lawsuit and wait for the result.</i> By doing nothing, you stay in the Classes. You keep the possibility of getting money that could come from a trial or a settlement with any of the four Defendants in the Classes, but you give up the right to sue these Defendants yourself about the claims in the lawsuit. See Question 18.</p>	
Exclude Yourself	<p><i>Get out of the Classes.</i> You can write and ask to get out of the Classes. If any money is awarded later in a trial or settlement with any of the four Defendants in the Classes, you can't get any payment, but you keep the right to sue those Defendants at your own expense about the claims in the lawsuit. See Question 14.</p>	<u>Postmarked</u> <u>by</u> September 15, 2006
Appear In the Lawsuit	<p><i>Participate in the lawsuit on your own or through a lawyer.</i> If you don't exclude yourself, you can appear and speak in the lawsuit on your own or through your own lawyer. (Class Counsel has been appointed to represent you at no cost.) See Question 17.</p>	

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

WHAT THIS NOTICE CONTAINS

Basic Information	Page
1. Why did I get this Notice?	
2. What is this lawsuit about?	
3. Why is this a class action?	
4. Who qualifies as a Third-Party Payor?	
The Claims In The Lawsuit	Page
5. What does the lawsuit claim?	
6. What do the Defendants say about the lawsuit?	
7. Has the Court decided who is right in the lawsuit?	
8. Are there any benefits or money available now?	
The Classes.....	Page
9. How many Classes are there?	
10. Who is in the Classes?	
11. What are the Covered Drugs?	
12. What does it mean if I'm a member of either or both of the Classes?	
Your Rights As A Member of the Classes.....	Page
13. How do I remain in either or both of the Classes?	
14. Can I get out of the lawsuit and the Classes?	
15. How does a TPP exclude itself from either or both of the Classes?	
16. If a TPP excludes itself, can it get any money or benefits from the lawsuit?	
Your Rights As A Member Of Either Classes.....	Page
17. Can a TPP Class Member appear or speak in this lawsuit?	
18. How does a TPP Class Member appear in this lawsuit?	
If You Do Nothing.....	Page
19. What happens if a TPP Class Member doesn't do anything at all?	
The Lawyers Representing TPP Class Members	Page
20. Do TPP Class Members have a lawyer in this lawsuit?	
21. Who pays Class Counsel and how much will they be paid?	
22. Should a TPP Class Member get its own lawyer?	
Getting More Information	Page
22. Are more details and information available?	
Appendix I – Covered Drugs	Page

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

BASIC INFORMATION

1. Why did I get this Notice?

A lawsuit has been filed against several drug companies. The Court has said that the lawsuit can go forward as a class action on behalf of consumers and TPPs who paid or reimbursed for one or more of the Covered Drugs, which are listed in Appendix I at the end of this Notice.

You received this Notice because you are a TPP that may have made reimbursements for Covered Drugs between January 1, 1991 and December 31, 2004 or between January 1, 1991 and June 1, 2006. If so, the lawsuit may affect you. Each TPP Class Member has legal rights and choices to make before the Court holds trials to decide whether the claims being made with respect to the drug companies are true. The first of a series of trials begins on September 25, 2006. **Each TPP Class Member must make a choice whether to remain in the Classes before September 15, 2006.**

This Notice explains:

- What the lawsuit is about, and why it is a class action lawsuit.
- What the lawsuit claims and what the drug companies say about the claims.
- Who is affected by the lawsuit.
- What TPP's legal rights and choices are.
- Who represents TPP Class Members in the lawsuit.
- How and by when each TPP Class Member needs to act

2. What is this lawsuit about?

Defendant drug companies either report the average wholesale price ("AWP") of each drug they make to trade publications or provide those publications with information that causes the publication to publish an AWP for each of their drugs. The published AWP of a drug is used to set the price that consumers making co-payments, Medicare and insurance companies will pay for the drug. The lawsuit claims that Medicare, private insurers, and consumers paid more than they should have paid for the Covered Drugs because drug companies reported false and inflated AWP's on these drugs.

The Court in charge of the lawsuit is the United States District Court for the District of Massachusetts. The name of the lawsuit is *In re: Pharmaceutical Industry Average Wholesale Price Litigation*, Docket No. 01-CV-12257-PBS. The people who sued are called the Plaintiffs. The drug companies they sued are called the Defendants.

The lawsuit includes as many as 42 Defendants. At this time, the Court has certified the first phase of the lawsuit to begin with a trial of the claims against the following Defendants in the following order:

- AstraZeneca (which includes: AstraZeneca, PLC; AstraZeneca Pharmaceuticals L.P.; and AstraZeneca U.S.),

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

- The Bristol-Myers Squibb Group (which includes: Bristol-Myers Squibb Co.; Oncology Therapeutics Network Corp.; and Apothecon, Inc.),
- The Johnson & Johnson Group (which includes: Johnson & Johnson; Centocor, Inc.; Ortho Biotech; McNeil-PPC, Inc.; and Janssen Pharmaceutica Products, L.P.), and
- The Schering Plough Group (which includes Schering-Plough Corp. and Warrick Pharmaceuticals Corp.).

Whenever you see the word “Defendants” in this Notice, it includes only the companies listed above: AstraZeneca, Bristol-Myers Squibb Group, Johnson & Johnson Group and the Schering Plough Group.

3. Why is this a class action?

In a class action lawsuit, one or more people or entities called “class representatives” sue on behalf of others who have similar claims. The people and entities together are a “class” or “class members.” The Court must determine if it will allow the lawsuit to proceed as a class action. If it does, a trial of the claims then decides the lawsuit for everyone in the class. The Court in this lawsuit decided it could be a class action because there are thousands of people and TPPs that are affected, and one lawsuit would be better than many individual lawsuits.

4. Who qualifies as a Third-Party Payor?

A TPP is an entity that is:

- (a) A party to a contract, issuer of a policy, or sponsor of a plan, *and*
- (b) At risk, under such contract, policy, or plan, to pay or reimburse all or part of the cost of prescription drugs dispensed to covered natural persons.

TPPs include insurance companies, union health and welfare benefit plans and self-insured employers. Entities with self-funded plans that contract with a health insurance company or other entity to serve as a third-party claims administrator to administer their prescription drug benefits can qualify as TPPs. Third-party claim administrators may also file a claim on behalf of a self-funded plan if the third-party claim administrator has legal authority and authorization from the self-funded plan to do so.

THE CLAIMS IN THE LAWSUIT

5. What does the lawsuit claim?

The lawsuit claims that the Defendants violated various state consumer protection laws because they provided false and inflated AWP on certain types of outpatient drugs, including the Covered Drugs. The lawsuit also claims that the Defendants reported inflated AWP with the knowledge that Medicare Part B and private insurers rely on reported AWP to determine the prices they will reimburse doctors for those drugs. The lawsuit says that as a result of the inflated AWP, TPPs who reimburse part or all of their insured’s co-payment under Medicare Part B or who used AWP as a pricing standard for reimbursement for those

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

drugs outside of Medicare Part B, reimbursed more than they should have. The lawsuit asks the Court to award money damages to those TPPs.

6. What do the Defendants say about the lawsuit?

The Defendants say they didn't do anything wrong. Defendants deny that they are responsible for any of the claims made in the lawsuit.

7. Has the Court decided who is right in the lawsuit?

No. The Court hasn't decided who is right in the lawsuit yet. Much more must occur before the Court holds a trial, including notifying Class Members. By deciding now that the lawsuit can continue as a class action, the Court isn't saying who will win.

8. Are there any benefits or money available now?

No money or benefits are available now because the Court hasn't decided whether those Defendants did anything wrong. There could be money or benefits in the future if one or more Defendants settle before a trial, or if the Court decides in favor of the Classes after a trial. There's no guarantee that any money for Class Members will ever be obtained from the Defendants.

THE CLASSES

9. How many Classes are there?

The Court has ruled that there are two different Classes for TPPs who reimbursed for Covered Drugs: a MediGap TPP Class, and a Massachusetts Class. A TPP could be a member of one or both Classes.

10. Who is in the Classes?

A TPP is a member of the MediGap TPP Class if it made reimbursements for all or part of its insured's 20% co-payment under Medicare Part B for Covered Drugs anytime between January 1, 1991 and January 1, 2005 or

A TPP is a member of the Massachusetts Class if it reimbursed for Covered Drugs outside of Medicare Part B based on a contract that uses AWP as a reimbursement benchmark anytime between January 1, 1991 and June 1, 2006.

In order to be member of either the MediGap TPP Class or the Massachusetts Class, the reimbursements must have been for a beneficiary in Massachusetts or the Third Party Payor must have its principal place of business in Massachusetts.

11. What are the Covered Drugs?

The Covered Drugs are: Albuterol, Blenoxane, Coumadin, Cytosan, Etopophos, Integrilin, Intron A, Paraplatin, Perphenazine, Procrit, Proventil, Remicade, Rubex,

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

Taxol, Temodar, VePesid and Zoladex.

You can find a complete list of the Covered Drugs, by Defendant drug manufacturer, drug name, and NDC code, in Appendix I to this Notice.

12. What does it mean if I'm a member of either or both of the Classes?

If a TPP is a member of either of the classes listed above and does not exclude itself, it won't be able to sue the Defendants again for the claims in this lawsuit if the Court, after a trial, decides Defendants did nothing wrong. But if there is an award of money after a trial or a settlement with any of the remaining Defendants, a TPP that does not exclude itself will be able to make a claim for a share of that money.

YOUR RIGHTS AS A MEMBER OF THE CLASSES

13. How do I remain in either or both of the Classes?

A TPP is automatically a member of the Classes if it fits the Class Definition as outlined in Question 10. At this time, a TPP does not have to do anything to remain in either or both of the Classes. Each TPP will be notified if there is a settlement with any of the Defendants or if the Court determines that any of the Defendants are liable for damages as a result of the trials.

14. Can I get out of the lawsuit and the Classes?

If a TPP is a member of either or both of the Classes, and it wants to keep the right to sue Defendants AstraZeneca, Bristol-Myers Squibb Group, Johnson & Johnson Group, or Schering Plough Group about the same claims on its own (and at its own expense), it must take steps to get out of the Classes. This is called excluding yourself.

15. How does a TPP exclude itself from either or both of the Classes?

To exclude itself from either or both of the Classes, a TPP must send a letter signed by an authorized representative that includes all of the following:

- The company name, address, and telephone number, and the name of its authorized representative;
- The name and number of the lawsuit: *In re: Pharmaceutical Industry Average Wholesale Price Litigation*, Docket No. 01-CV-12257-PBS;
- If a TPP has hired its own lawyer, the name, address, and telephone number of that lawyer; *and*
- A statement that the TPP elects to be excluded from the either the MediGap TPP Class or the Massachusetts Class, or both Classes.

All exclusion letters must be mailed first class, **postmarked on or before September 15, 2006**, to:

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

AWP Litigation Administrator
P.O. Box xxx
City, State Zip code

Please remember that a Class Member can't exclude itself by phone or by sending an email.

16. If a TPP excludes itself, can it get any money or benefits from the lawsuit?

No. If a TPP excludes itself from either or both of the Classes, it will not get money or benefits from the Class(es) if any are obtained from a settlement or trial of the lawsuit involving the Defendants. If a TPP excludes itself, it is no longer part of the Classes, and nothing that happens in the lawsuit affects it. But a TPP that properly excludes itself can sue or be part of a different lawsuit against the Defendants about the claims in this case.

YOUR RIGHTS AS A MEMBER OF THE CLASSES

17. Can a TPP Class Member appear or speak in this lawsuit?

As long as it doesn't exclude itself, a TPP Class Member can (but does not have to) participate and speak for itself in this lawsuit through its own lawyer. This is called making an appearance. Remember that the TPP Class Member will have to pay for the lawyer itself. If a TPP Class Member appears in the lawsuit, it is still a Class Member and can share in any benefits the Classes might receive as a result of settlement or a trial.

18. How does a TPP Class Member appear in this lawsuit?

If a TPP Class Member wants its own lawyer instead of Class Counsel to participate or speak for it in this lawsuit, its lawyer must give the Court a paper that is called a Notice of Appearance. The Notice of Appearance should include the name and number of the lawsuit, and state that it wishes to enter an appearance in the lawsuit.

The Notice of Appearance must be filed with the Court at the following address:

Clerk of Court
John Joseph Moakley U.S. Courthouse
1 Courthouse Way, Suite 2300
Boston, Massachusetts 02210

A Notice of Appearance should be filed with the Court before the first of a series of trials of this lawsuit begins. The first trial is currently scheduled to start on September 25, 2006.

IF YOU DO NOTHING

19. What happens if a TPP Class Member doesn't do anything at all?

If a TPP Class Member does nothing, it stays in the Classes and all of the Court's orders in the lawsuit will apply to it, including any decision on the trial for the Classes. By staying in either or both of the Classes, a TPP Class Member keeps the possibility of getting money or

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

benefits later from the lawsuit.

THE LAWYERS REPRESENTING TPP CLASS MEMBERS

20. Do TPP Class Members have a lawyer in this lawsuit?

Yes. The Court has appointed the following law firms to represent TPP Class Members:

Hagens Berman Sobol Shapiro LLP

www.hagens-berman.com

1301 Fifth Avenue, Suite 2900

Seattle, WA 98101

and

One Main Street, 4th Floor

Cambridge, MA 02142

Mark H. Edelson

Edelson & Associates LLC

45 West Court Street

Doylestown, PA 18901

Spector Roseman & Kodroff, PC

www.srk-law.com

1818 Market Street, Suite 2500

Philadelphia, PA 19103

Wexler Toriseva Wallace LLP

www.wtwlaw.us

One North LaSalle St., Suite 2000

Chicago, IL 60602

Kline & Specter, PC

www.klinespecter.com

The Nineteenth Floor

1525 Locust Street

Philadelphia, PA 19102

These lawyers are called Class Counsel. Class Members won't be charged for these lawyers. More information about Class Counsel and their experience is available at the Web sites listed above.

21. Who pays Class Counsel and how much will they be paid?

If Class Counsel obtains money or benefits for the Classes through a settlement or a successful trial, they will ask the Court for payment of attorneys' fees and costs out of the total amount of money and benefits obtained. The Court must approve the amount of attorneys' fees and costs. If Class Counsel doesn't obtain any money or benefits for the Classes, they won't receive or ask to receive any attorneys' fees or reimbursement of expenses.

22. Should a TPP Class Member get its own lawyer?

A TPP Class Member doesn't need to hire its own lawyer because Class Counsel works for all Class Members. But, if a TPP wants its own lawyer to speak for it or appear in Court, it must file a Notice of Appearance (*see* Question 18 to find out how to submit a Notice of Appearance). If a Class Member hires a lawyer to appear for it in the lawsuit, it will have to pay the lawyer itself.

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

GETTING MORE INFORMATION

23. Are more details and information available?

This Notice is just a summary of the lawsuit. More details are in the Complaint filed by Class Counsel and the other legal documents that have been filed with the Court in this lawsuit. Anyone can look at and copy these legal documents at any time during regular office hours at the Office of the Clerk of Court, John Joseph Moakley U.S. Courthouse, 1 Courthouse Way, Suite 2300, Boston, Massachusetts 02210. Copies of some of the important documents, like the Complaint, are also available online at www.AWPlitigation.net.

In addition, if you have any questions about the lawsuit or this Notice, you may:

- Visit the AWP Litigation Web site at www.AWPlitigation.net
- Call toll free 1-xxx-xxx-xxxx (hearing impaired call 1-yyy-yyy-yyyy)
- Write to: AWP Litigation Administrator, PO Box xxxx, City, State Zip code.

By Order of the United States District Court, District of Massachusetts.

Date: _____

The Honorable Judge Patti B. Saris

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

APPENDIX I

AstraZeneca

<u>NDC</u>	<u>Description</u>
00186198804	PULMICORT RESPULES 60 mls 2 X 30.25mg/2mL
00186198904	PULMICORT RESPULES 60 mls 2x30 .5mg/2mL
00310096036	Zoladex 3.6mg 1x1EA Depot
00310096130	Zoladex 10.8mg 1x1EA Depot
00310095130	Zoladex 10.8mg 1x1EA Depot
00310095036	Zoladex 3.6mg 1x1EA Depot

BMS Group

<u>NDC</u>	<u>Description</u>
00015301026	BLENOXANE INJ 15 UNIT VHA
00015301020	BLENOXANE INJ 15 UNIT VL
00015306326	BLENOXANE INJ 30 UNIT VHA
00015306301	BLENOXANE INJ 30 UNIT VL
00590032435	COUMADIN INJ 5MG VIAL
00015053910	CYTOXAN 100MG LYOPH W/CYT
00015054812	CYTOXAN 1G 6X50ML VHA+
00015054810	CYTOXAN 1GM LYOPH W/CYTOG
00015054610	CYTOXAN 200MG LYOPH W/CYT
00015054912	CYTOXAN 2G 6X100ML VHA+
00015054910	CYTOXAN 2GM LYOPH W/CYTOG
00015054710	CYTOXAN 500MG LYOPH W/CYT
00015050001	CYTOXAN FOR INJ 100 MG
00015050041	CYTOXAN INJ 100MG
00015050641	CYTOXAN INJ 1X2GM VIAL
00015050241	CYTOXAN INJ 1X500MG VIAL
00015050141	CYTOXAN INJ 200MG
00015054712	CYTOXAN LYO 500MG VL VHA
00015054741	CYTOXAN LYOPH 500MG
00015053941	CYTOXAN LYOPHILIZED 100MG
00015054841	CYTOXAN LYOPHILIZED 1GM
00015054641	CYTOXAN LYOPHILIZED 200MG
00015054941	CYTOXAN LYOPHILIZED 2GM
00015050541	CYTOXAN PINJ 1X1G VIAL
00015050303	CYTOXAN TABLETS 50 MG
00015050302	CYTOXAN TABLETS 50MG
00015050401	CYTOXAN TABS 25MG
00015050301	CYTOXAN TABS 50MG
00015050348	CYTOXAN TABS 50MG
00015340420	ETOPOPHOS 100MG VIAL
00015321429	PARAPLATIN 10X15ML VHA+
00015321529	PARAPLATIN 10X45ML VHA+
00015321329	PARAPLATIN 10X5ML VHA+
00015321410	PARAPLATIN 150MG LYOPH CY
00015321430	PARAPLATIN 1X150MG LYO VL
00015321530	PARAPLATIN 1X450MG LYO VL
00015321510	PARAPLATIN 450MG VL W/CYT
00015321330	PARAPLATIN 50MG LYOPHILIZ
00015321310	PARAPLATIN 50MG W/CYTO
00015335322	RUBEX 100 MG LYOPHILIZED
00015335324	RUBEX 100MG IMMUNEX LABEL
00015335124	RUBEX 10MG IMMUNEX LABEL
00015335122	RUBEX 10MG LYOPHILIZED
00015335224	RUBEX 50MG IMMUNEX LABEL
00015335222	RUBEX 50MG LYOPHILIZED
00015347630	TAXOL 100MG INJ MULTIDOSE
00015347627	TAXOL 100MG SEM-SYN VIAL
00015347620	TAXOL 100MG/16.7ML VHA+ L
00015347911	TAXOL 300MG/50ML VIAL
00015345620	TAXOL 30MG CONC FOR INJ

00015347530	TAXOL 30MG INJ MULTIDOSE
00015347527	TAXOL 30MG SEM-SYN VIAL
00015347520	TAXOL 30MG/5ML VHA+ LABEL
00015309510	VEPESID 100MG VIAL W/CYTO
00015309530	VEPESID 100MG VL W/O CYTO
00015306224	VEPESID 1G 50ML VIAL VHA+
00015306220	VEPESID 1GM/50ML
00015306120	VEPESID 500MG
00015306124	VEPESID 500MG 25ML VL VHA
00015309145	VEPESID 50MG CAPSULES
00015309520	VEPESID INJ 100MG/5ML
00015308420	VEPESID INJ 150MG/7.5ML

Johnson & Johnson Group

<u>NDC</u>	<u>Description</u>
57894003001	C168J REMICADE 1PCK
59676031201	PROCRIT 10,000 U/ML
59676031002	PROCRIT 10000 U
59676031001	PROCRIT 10000 U/ML
00062740103	PROCRIT 10000U/ML AMG
59676032001	PROCRIT 20,000 U/ML
59676030202	PROCRIT 2000 U/
59676030201	PROCRIT 2000 U/ML 6
00062740201	PROCRIT 2000U/ML AMG
59676030302	PROCRIT 3000 U/
59676030301	PROCRIT 3000 U/ML 6
00062740503	PROCRIT 3000 U/ML INST
00062740501	PROCRIT 3000U/ML AMG
59676030402	PROCRIT 4000 U/
59676030401	PROCRIT 4000 U/ML 6
00062740004	PROCRIT 4000 U/ML INST
59676034001	PROCRIT 40000 U/ML
00062740003	PROCRIT 4000U/ML AMG
00062542307	PWRWNG PERMANEN

Schering Plough Group

<u>NDC</u>	<u>Description</u>
59930151504	ALBUTEROL INHALATION SOLUTION
59930164702	ALBUTEROL INHALATION SOLUTION
59930150006	ALBUTEROL SULFATE INHAL. SOL.
59930150008	ALBUTEROL SULFATE INHAL. SOL.
59930151701	ALBUTEROL SULFATE SOLUTION
59930151702	ALBUTEROL SULFATE SOLUTION
59930155020	ALBUTEROL SULFATE SOLUTION
00085113601	INTEGRILIN
00085117701	INTEGRILIN
00085117702	INTEGRILIN
00085123501	INTRON A FOR INJ MULTIDOSE PEN
00085124201	INTRON A FOR INJ MULTIDOSE PEN
00085125401	INTRON A FOR INJ MULTIDOSE PEN
00085116801	INTRON A INJ 18MIU HSA FREE
00085113301	INTRON A INJ 25MIU HSA FREE
00085118401	INTRON A INJ 3MIU HSA FREE
00085118402	INTRON A INJ 3MIU HSA FREE
00085119101	INTRON A INJ 5MIU HSA FREE
00085119102	INTRON A INJ 5MIU HSA FREE
00085117901	INTRON A INJ PAK10MIU HSA FREE
00085117902	INTRON A INJ PAK10MIU HSA FREE
00085057102	INTRON A INJECTABLE 10MILLN IU
00085057106	INTRON A INJECTABLE 10MILLN IU
00085111001	INTRON A INJECTABLE 18MILLN IU
00085028502	INTRON A INJECTABLE 25MILLN IU
00085064703	INTRON A INJECTABLE 3MILLN IU
00085064704	INTRON A INJECTABLE 3MILLN IU
00085064705	INTRON A INJECTABLE 3MILLN IU
00085012002	INTRON A INJECTABLE 5 MILLN IU
00085012003	INTRON A INJECTABLE 5 MILLN IU
00085012004	INTRON A INJECTABLE 5 MILLN IU
00085012005	INTRON A INJECTABLE 5 MILLN IU
00085053901	INTRON A INJECTABLE 50MILLN IU
00085068901	INTRON A INJECTION 18 MIU
00085092301	INTRON A SOL FOR INJ 10 MILLI
00085076901	INTRON A SOL. FOR INJ. 25MILLN
00085095301	INTRON A SOLUTION 18MIU 3ML
59930160001	PERPHENAZINE
59930160002	PERPHENAZINE
59930161001	PERPHENAZINE 16MG
59930160501	PERPHENAZINE 8MG
59930160502	PERPHENAZINE 8MG
59930160301	PERPHENAZINE TABLETS
59930160302	PERPHENAZINE TABLETS
00085133601	PROVENTIL INHALATION SOLUTION
00085020901	PROVENTIL SOLUTION .083MG/ML
00085180601	PROVENTIL SOLUTION .083MG/ML
00085020802	PROVENTIL SOLUTION 5MG/ML
00085020852	PROVENTIL SOLUTION 5MG/ML
00085125901	TEMODAR 100MG

00085125902	TEMODAR 100MG
00085124401	TEMODAR 20MG
00085124402	TEMODAR 20MG
00085125201	TEMODAR 250MG
00085125202	TEMODAR 250MG
00085124801	TEMODAR 5MG
00085124802	TEMODAR 5MG

CONSUMER LONG FORM NOTICE

United States District Court – District of Massachusetts

**If You Made a Co-Payment Through Medicare Part B
or Made a Percentage Co-Payment in Massachusetts,
For Any of the Drugs Listed Below,**

A Class Action Lawsuit May Affect Your Rights.

The District Court has approved the text of this Notice and authorized its printing and publication. It is not from a lawyer. You are not being sued.

- A lawsuit claims that certain drug companies reported false and inflated average wholesale prices (“AWP”) for certain types of outpatient drugs. The reported AWP’s are used to set prescription drug prices that are paid by Medicare, consumers and insurers. The lawsuit also asks the Court to award money damages to some people who paid or made co-payments for the drugs.
- The Court has said that the lawsuit can go forward on behalf of a “Class” or group of people that made co-payments for certain drugs (“Covered Drugs”) manufactured and marketed by Defendants AstraZeneca, Bristol-Myers Squibb Group, Johnson & Johnson Group and Schering Plough Group. Certain dosages of the following Covered Drugs are included: **Albuterol, Blenoxane, Coumadin, Cytosan, Etopophos, Integrilin, Intron A, Paraplatin, Perphenazine, Procrit, Proventil, Remicade, Rubex, Taxol, Temodar, VePesid and Zoladex.**
- The Court has said there are two different Classes for people who made co-payments for certain drugs between January 1, 1991 and December 31, 2004 and January 1, 1991 and June 1, 2006: a Medicare Part B Class, and a Massachusetts Class. See Questions 8 and 10 to see if you are a Class Member in either or both Classes.
- A series of trials will begin on September 25, 2006 to determine whether the claims in this lawsuit against the Defendants listed above are true.

This Notice explains what your rights and choices are in each Class. You could be a member of both Classes depending upon what Covered Dugs you purchased and where you live. ***You must make a choice now regarding your rights in both Classes. Please read all of this Notice carefully.***

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

A SUMMARY OF YOUR RIGHTS AND CHOICES:

You May:		Due Date
Do Nothing	<p><i>Stay in the lawsuit and wait for the result.</i></p> <p>By doing nothing, you keep the possibility of getting money that could come from a trial or a settlement. But you give up the right to sue the Defendants yourself about the claims in the lawsuit.</p>	
Exclude Yourself	<p><i>Get out of the Class.</i></p> <p>You can write and ask to get out of the lawsuit. If any money or benefits are awarded later in a trial or settlement, you can't get these benefits, but you keep the right to sue the drug companies at your own expense about the claims in the lawsuit. See Questions 12 and 13.</p>	<p><u>Postmarked by</u> September 15, 2006</p>
Appear In The Lawsuit	<p><i>Participate in the lawsuit on your own or through a lawyer.</i></p> <p>If you don't exclude yourself, you can appear and speak in the lawsuit on your own or through your own lawyer. (Class Counsel has been appointed to represent you at no cost.) See Questions 15 and 16.</p>	

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

WHAT THIS NOTICE CONTAINS

Basic Information	Page
1. Why did I get this Notice?	
2. What is this lawsuit about?	
3. Why is this a class action?	
The Claims In The Lawsuit	Page
4. What does the lawsuit claim?	
5. What do the Defendants say about the lawsuit?	
6. Has the Court decided who is right in the lawsuit?	
What are the Classes and Who are Class Members?.....	Page
7. How many Classes are there?	
8. Am I part of the Medicare Part B Class?	
9. How do I know if my co-payment was under Medicare Part B?	
10. Am I part of the Massachusetts Class?	
What are the Covered Drugs.....	Page
11. How can I tell if the drug I took is included as a Covered Drug?	
Your Rights – Getting Out of the Class Action.....	Page
12. Can I get out of the lawsuit and the Class?	
13. How do I exclude myself from the Classes?	
14. If I exclude myself, can I get any money or benefits from the lawsuit?	
Your Rights – Appearing In The Lawsuit.....	Page
15. Can I appear or speak in this lawsuit?	
16. How do I appear in this lawsuit?	
If You Do Nothing.....	Page
17. What happens if I don't do anything at all?	
The Lawyers Representing You	Page
18. Do I have a lawyer in this lawsuit?	
19. Who pays the lawyers and how much will they be paid?	
20. Should I get my own lawyer?	
Getting More Information	Page
21. Are more details and information available?	

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

BASIC INFORMATION

1. Why did I get this Notice?

A lawsuit has been filed against several drug companies on behalf of people who paid for one or more of the drugs – called “Covered Drugs” – see Question 11. You received this Notice because you may have made a co-payment for a Covered Drug between either January 1, 1991 and December 31, 2004 or January 1, 1991 and June 1, 2006. If so, the lawsuit may affect you.

You have legal rights and choices to make before a trial will decide whether the claims being made against the Defendant drug companies on your behalf are true. The first of a series of trials begins on September 25, 2006. **You must make your choice whether to remain in the class or exclude yourself before September 15, 2006.**

This Notice explains:

- What the lawsuit is about, and why it is a class action lawsuit.
- What the lawsuit claims and what the drug companies say about the claims.
- Who is affected by the lawsuit.
- Who represents you in the lawsuit.
- What your legal rights and choices are.
- How and by when you need to act.

2. What is this lawsuit about?

Defendant drug companies either report the average wholesale price (“AWP”) of each drug they make to trade publications or provide those publications with information that causes the publications to publish an AWP for each of their drugs. The published AWP of a drug is used to set the price that consumers making percentage co-payments, Medicare and insurance companies will pay for the drug. The lawsuit claims that Medicare, private insurers and consumers paid more than they should have paid for the Covered Drugs because drug companies reported false and inflated AWP’s concerning these drugs.

The Court in charge of the lawsuit is the United States District Court for the District of Massachusetts. The name of the lawsuit is *In re: Pharmaceutical Industry Average Wholesale Price Litigation*, Docket No. 01-CV-12257-PBS. The people who sued are called the Plaintiffs. The drug companies they sued are called the Defendants.

The lawsuit includes as many as 42 Defendants. At this time, the Court has certified the first phase of the lawsuit to begin with a trial of the claims against the following Defendants in the following order:

- AstraZeneca (which includes: AstraZeneca, PLC; AstraZeneca Pharmaceuticals L.P.; and AstraZeneca U.S.),
 - The Bristol-Myers Squibb Group (which includes: Bristol-Myers Squibb Co.; Oncology Therapeutics Network Corp.; and Apothecon, Inc.),
 - The Johnson & Johnson Group (which includes: Johnson & Johnson; Centocor, Inc.; Ortho Biotech; McNeil-PPC, Inc.; and Janssen Pharmaceutica Products, L.P.), and
- Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.***

- The Schering Plough Group (which includes Schering-Plough Corp. and Warrick Pharmaceuticals Corp.).

Whenever you see the word “Defendants” in this Notice, it includes only the companies listed above: AstraZeneca, Bristol-Myers Squibb Group, Johnson & Johnson Group and the Schering Plough Group.

3. Why is this a class action?

In a class action lawsuit, one or more people called “class representatives” sue on behalf of people who have similar claims. The people together are a “class” or “class members.” The court must determine if it will allow the lawsuit to proceed as a class action. If it does, a trial of the claims then decides the lawsuit for everyone in the class. The Court in this lawsuit decided it could be a class action because there are thousands of people that are affected, and one lawsuit would be better than many individual lawsuits.

THE CLAIMS IN THE LAWSUIT

4. What does the lawsuit claim?

The lawsuit claims that the Defendants violated various state consumer protection laws because they provided false and inflated AWP's on certain types of outpatient drugs, including the Covered Drugs. The lawsuit also claims that the Defendants reported inflated AWP's with the knowledge that Medicare Part B and private insurers rely on reported AWP's to determine the prices they will reimburse doctors for those drugs. The lawsuit says that as a result of the inflated AWP's, people who made co-payments under Medicare Part B or a percentage co-payment under private insurance for these drugs paid more than they should have. The lawsuit asks the Court to award money damages to those people.

5. What do the Defendants say about the lawsuit?

The Defendants say they didn't do anything wrong. Defendants deny that they are not responsible for any of the claims made in the lawsuit.

6. Has the Court decided who is right in the lawsuit?

No. The Court hasn't decided who is right in the lawsuit yet. Much more must occur before the Court holds a trial, including notifying Class Members. By deciding now that the lawsuit can continue as a class action, the Court isn't saying who will win.

WHAT ARE THE CLASSES AND WHO ARE CLASS MEMBERS?

To know if you're affected by this lawsuit, you first should determine if you're a member of the Class.

7. How many classes are there?

The Court has said there are two different Classes for consumers who purchased Covered Drugs, a Medicare Part B Class and a Massachusetts Class.

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

You could be a member of one or both Classes if you made a co-payment for a drug that is listed in the chart in Question 11 **and**, you meet the other requirements that are described below. Before you see if you meet these other requirements, you should first determine if you took one or more of the Covered Drugs.

8. Am I part of the Medicare Part B Class?

You're a member of the Medicare Part B Class and part of this lawsuit if you are a resident of any state in the U.S. (except the states listed below), **and** between January 1, 1991 and January 1, 2005, you paid (or are currently obligated to pay) a co-payment under Medicare Part B for any of the Covered Drugs that are listed under these 3 Defendants:

- AstraZeneca,
- The Bristol-Myers Squibb Group,
- The Johnson & Johnson Group, or
- Schering Plough Group.

You are **not** a member of the Medicare Part B Class if you resided in Alabama, Alaska, Georgia, Iowa, Kentucky, Louisiana, Mississippi, Montana or Virginia at the time you made the co-payment. The Court excluded persons residing in these states from the Medicare Part B Class because those states' consumer protection laws don't allow class actions.

You are also **not** part of the Medicare Part B Class if:

- (a) You were fully reimbursed for the co-payment you made (for example, your MediGap or other private insurer reimbursed you the full amount); **or**
- (b) Your co-payment was a flat amount instead of a percentage of the total charge (for example, your MediGap or other private insurer paid for all of the co-payment except for a flat amount such as \$10 or \$20 that you had to pay). If your co-payment is a set dollar amount and does not differ with the price of the drug, your co-payment is a flat co-payment and **not** a percentage co-payment and you are not a member of the class.

9. How do I know if my co-payment was under Medicare Part B?

If you are 65 or older, or are younger than 65 but receive social security benefits because of a disability, you are entitled to Medicare benefits. Medicare Part A is the primary coverage for your health care costs when you are admitted as a patient in a hospital, and enrollment is generally automatic at age 65.

Medicare Part B helps to pay primarily for outpatient services such as care given in your doctor's office, outpatient hospital care, and physical therapy. Medicare Part B also has a limited drug benefit. For drugs that are covered under Part B, Medicare pays 80% of the drug cost, and you are responsible for paying the other 20% (which is your co-payment).

Generally, the drugs covered under Medicare Part B are ones that are administered by your doctor, such as cancer treatment drugs that are given through injections or an IV. But Part B also covers some drugs that are self-administered (ones that you take yourself). Those

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

include some oral anti-cancer drugs in pill form, some pills prescribed to help with nausea or anemia in connection with chemotherapy and drugs provided with some durable medical equipment, such as inhalation drugs used with a nebulizer (a compressed air machine).

Like Part A, Medicare Part B coverage is also automatic, but you have the option to decline it. You pay a monthly premium for Medicare Part B coverage (which is typically deducted from your social security check). You can tell if you're enrolled in Medicare Part B by looking at your Medicare insurance card. It will say if you are enrolled in Part B.

If you took one of the Covered Drugs when you were an inpatient in the hospital, you did not make a co-payment under Medicare Part B. However, if a Covered Drug was prescribed or administered by your doctor as a part of an outpatient treatment at a clinic, and you are enrolled in Medicare Part B, you may have been billed a co-payment of 20% of the drug cost if Medicare is your primary payer.

For the vast majority of people enrolled in Medicare, Medicare is the primary payer. Medicare is your secondary payer only if: (a) you or your spouse have continued to work after age 65 and have accepted the employer's health care insurance, or (b) you are a disabled person under 65 and have large group health plan coverage through your current job or the job of a family member. Unless either of these situations applies to you, your co-payment for a Covered Drug would have been under Medicare Part B.

10. Am I part of the Massachusetts Class?

Like the Medicare Part B Class, you must have paid a percentage co-payment for a Covered Drug to be part of the Massachusetts. But this Class is limited to people who paid a percentage co-payment for the Covered Drug in the state of Massachusetts. You don't have to have paid for the drug under Medicare Part B – you could have paid a percentage co-payment for the Covered Drug under your private health insurance plan.

You're a member of the Massachusetts Class and part of this lawsuit if, between January 1, 1991 and June 1, 2006:

- You paid (or are currently obligated to pay) a percentage co-payment for any Covered Drug in the state of Massachusetts.

You're included in the Massachusetts Class if your payment was a percentage co-payment. You're not included in the Class if you paid a fixed or flat co-payment. A fixed or flat co-payment is one that is the same no matter how much the drug costs. For example, if you pay \$10 for any generic drug, and \$30 for any brand name drug, you have a flat co-pay. A percentage co-pay is one that is based on the cost of the drug (for example, if the drug costs \$50, and your co-payment is 25% of the drug cost, you pay \$12.50).

WHAT ARE THE COVERED DRUGS?

11. How can I tell if the drug I took is included as a Covered Drug?

Most, but not all, of the Covered Drugs are ones that a doctor administers to you in the form of an injection – either through a shot, an IV, or an implant beneath the skin. A few are

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

drugs that you take yourself, such as the pill forms of Cytoxan, VePesid, Alkeran and Temodar – all cancer therapy drugs. Most of the Covered Drugs are used for the treatment of various types of leukemia and cancers of the breast, ovaries, cervix, prostate, testes, lung, brain, and bone marrow. Other Covered Drugs are used to treat nausea or anemia resulting from cancer therapy, asthma, migraines, heart problems, leukemia, herpes, psychoses, or rheumatoid arthritis.

The Covered Drugs in the Class, by Defendant, are listed below:

AstraZeneca

AstraZeneca, AstraZeneca Pharmaceuticals and AstraZeneca U.S.

Drug Name	Treatment	Dosages
Zoladex	Prostate and breast cancer; Endometriosis	<u>Implant</u> : 3.6mg <u>Injection (3 month)</u> : 10.8mg <u>Kit for injection</u> : 10.8mg syringe; 3.6mg syringe

Bristol-Myers Squibb Group

Bristol-Myers Squibb, Oncology Therapeutics Network and Apoticon

Drug Name	Treatment	Dosages
Blenoxane	Cancer of cervix and uterus, head and neck, or testicle and penile cancer; Hodgkin's disease	<u>Powder for Injection</u> : 15 Unit Vial; 30 Unit Vial
Coumadin	Thrombosis (blood clots); Atrial fibrillation (irregular, rapid heart beat); Heart attack	<u>Injection</u> : 5mg vial
Cytosan	Cancer (primarily breast, ovarian); Leukemia; Nephrotic syndrome (kidney disease)	<u>Injection</u> : 100mg; 200 mg; 500mg; 1gm; 1x2gm; <u>Lyophilized Injection</u> : 100mg; 200mg; 500mg <u>Powder for Injection</u> : 500mg; 1gm; 2gm <u>Tablets</u> : 25mg; 50 mg
Etopophos	Lung and testicular cancer; Cancer of the lymph glands; Leukemia	<u>Powder for Injection</u> : 100mg
Paraplatin	Ovarian cancer	<u>Powder for Injection</u> : 50mg; 150mg; 450mg

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

Rubex	Ovarian and breast cancer; Cancers of the bone, stomach, lung, bladder and thyroid; Leukemia	<u>Powder for Injection</u> : 10mg; 50mg; 100mg <u>Powder for Injection (Under Immunex label)</u> : 10mg; 50mg; 100mg
Taxol	Ovarian and breast cancer; Lung cancer; Kaposi's sarcoma	<u>Injection</u> : 30mg; 30mg/5ml; 300mg/50ml <u>Injection Solution</u> : 100mg; 100mg/16.7ml
VePesid	Testicular cancer; Small cell lung cancer	<u>Injection Solution</u> : 100mg; 150mg; 500mg; 1gm <u>Capsules</u> : 500mg

Johnson & Johnson Group

*Johnson & Johnson, Centocor, Ortho Biotech, McNeil-PPC
and Janssen Pharmaceutica Products*

Drug Name	Treatment	Dosages
Remicade	Rheumatoid arthritis; Crohn's disease; Ulcerative colitis	<u>Intravenous Injection</u> : 100 mg vial
Procit	Anemia (especially anemia due to chemotherapy or HIV)	<u>Solution for Injection</u> : 2,000 Unit/ml; 3,000 Unit/ml; 4,000 Unit/ml; 10,000 Unit/ml; 20,000 Unit/ml; 40,000 Unit/ml

Schering-Plough Group

Schering-Plough and Warrick Pharmaceuticals

Drug Name	Treatment	Dosages
Albuterol	Asthma, chronic bronchitis, emphysema, and other lung diseases	<u>Inhalation Solution</u> : XX <u>Sulfate Inhalation Solution</u> : XX
Integrilin	Chest pain and heart attack. May also be given during heart surgery	<u>Intravenous Injection</u> : 0.75mg/ml; 2mg/ml

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

Intron A	Melanoma, leukemia, hepatitis B and C, lymphoma, Kaposi's sarcoma	<u>Solution for Injection:</u> 10 million, 18 million, 30 million, 60 million multidose pen; 3 million, 5 million, 10million, 18 million, 25 million unit HSA-Free vials <u>Powder for Injection:</u> 3 million, 5 million, 10 million, 18 million, 25 million, 50 million unit vials
Perphenazine	Psychiatric disorders; Severe nausea and vomiting	<u>Tablets:</u> 2mg; 4mg; 8mg; 16mg
Proventil	Asthma, bronchitis, and emphysema.	<u>Inhalation Solution:</u> 5mg/ml; .83mg/ml
Temodar	Cancerous brain tumors	<u>Capsules:</u> 5mg; 20mg; 100mg; 250mg

There may be other dosage amounts and forms for some of these drugs in this litigation that are not included.

Please carefully review the list of Covered Drugs. If your doctor gave you or prescribed one or more of these drugs in the listed forms and dosages during the time periods listed in Questions 8 and 10 you might be a member of the Medicare Part B Class or Massachusetts Class, or both. To determine which Class you fit into, please read Questions 8 and 10.

YOUR RIGHTS – GETTING OUT OF THE CLASS ACTION

12. Can I get out of the lawsuit and the Class?

If you don't want money or benefits from the Class (if any are ever awarded) and you want to keep the right to sue the Defendants about the same claims on your own, you must take steps to get out of the Class. This is called excluding yourself. By excluding yourself, you keep the right to file your own lawsuit or join another lawsuit against the Defendants about the claims in this lawsuit.

13. How do I exclude myself from the Classes?

To exclude yourself from either or both of the Classes, you must send a letter signed by you that includes all of the following:

- Your name, address, and telephone number;
- The name and number of the lawsuit: *In re: Pharmaceutical Industry Average Wholesale Price Litigation*, Docket No. 01-CV-12257-PBS;
- If you have hired your own lawyer, the name, address, and telephone number of your lawyer; and

Questions? Call toll free 1-800-000-0000, or visit www.AWPLitigation.net.

- A statement that you want to be excluded from either or both the Classes, and which Class(es) you want to be excluded from.

Your exclusion letter must be mailed first class, **postmarked on or before September 15, 2006**, to:

AWP Litigation Administrator
P.O. Box xxx
City, State Zip code

Please remember that you can't exclude yourself by phone or by sending an email.

14. If I exclude myself, can I get any money or benefits from the lawsuit?

No. If you exclude yourself from either or both of the Classes, you will not get money or benefits from the Class(es) if any are obtained from a settlement or trial of the lawsuit involving the remaining Defendants. If you exclude yourself, you're no longer part of the Class, and nothing that happens in the lawsuit affects you. But you can sue or be part of a different lawsuit against the Defendants about the claims in this case.

YOUR RIGHTS – APPEARING IN THE LAWSUIT

15. Can I appear or speak in this lawsuit?

As long as you don't exclude yourself, you can (but do not have to) participate and speak for yourself in this lawsuit through your own lawyer. This is called making an appearance. Remember that you will have to pay for the lawyer yourself. If you appear in the lawsuit, you are still a member of the Class and can share in any benefits the Class might receive as a result of settlement or a trial.

16. How do I appear in this lawsuit?

If you want your own lawyer instead of Class Counsel to participate or speak for you in this lawsuit, your lawyer must give the Court a paper that is called a Notice of Appearance. The Notice of Appearance should include the name and number of the lawsuit, and state that you wish to enter an appearance in the lawsuit.

The Notice of Appearance must be filed with the Court at the following address:

Clerk of Court
John Joseph Moakley U.S. Courthouse
1 Courthouse Way, Suite 2300
Boston, Massachusetts 02210

Your Notice of Appearance should be filed with the Court before the beginning of the series of trials of each Defendant in this lawsuit. The first trial is currently scheduled to start on September 25, 2006.

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

IF YOU DO NOTHING

17. What happens if I don't do anything at all?

If you do nothing, you stay in the Class and will be represented by Class Counsel. You also keep the possibility of getting money or benefits from the lawsuit if the Class wins at trial or settles the lawsuit. By staying in the Class, all of the Court's orders in the lawsuit will apply to you, including any decision on the trial. Please remember that staying in the Class means you can't sue the Defendants yourself about any of the claims in this lawsuit.

THE LAWYERS REPRESENTING YOU

18. Do I have a lawyer in this lawsuit?

Yes. The Court has appointed the following law firms to represent you and other Class Members:

Hagens Berman Sobol Shapiro LLP
www.hagens-berman.com
1301 Fifth Avenue, Suite 2900
Seattle, WA 98101

and

One Main Street, 4th Floor
Cambridge, MA 02142

Mark H. Edelson
Edelson & Associates LLC
45 West Court Street
Doylestown, PA 18901

Spector Roseman & Kodroff, PC
www.srk-law.com
1818 Market Street, Suite 2500
Philadelphia, PA 19103

Wexler Toriseva Wallace LLP
www.wtwlaw.us
One North LaSalle St., Suite 2000
Chicago, IL 60602

Kline & Specter, PC
www.klinespecter.com
The Nineteenth Floor
1525 Locust Street
Philadelphia, PA 19102

These lawyers are called Class Counsel. You won't be charged for these lawyers. More information about Class Counsel and their experience is available at the Web sites listed above.

19. Who pays the lawyers and how much will they be paid?

If Class Counsel obtains money or benefits for the Class through a settlement or a successful trial, they will ask the Court for payment of attorneys' fees and expenses out of the total amount of money and benefits obtained. The Court must approve the amount of attorneys' fees and expenses. If Class Counsel doesn't obtain any money or benefits for the Class, they won't receive or ask to receive any attorneys' fees or reimbursement of expenses.

20. Should I get my own lawyer?

You don't need to hire your own lawyer because Class Counsel works for you. But, if you want your own lawyer to speak for you or appear in Court, you must file a Notice of Appearance (*see* Question 16 to find out how to submit a Notice of Appearance). If you

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

hire a lawyer to appear for you in the lawsuit, you will have to pay the lawyer yourself

GETTING MORE INFORMATION

21. Are more details and information available?

This Notice is just a summary of the lawsuit. More details are in the Complaint filed by Class Counsel, and the other legal documents that have been filed with the Court in this lawsuit. You can look at and copy these legal documents at any time during regular office hours at the Office of the Clerk of Court, John Joseph Moakley U.S. Courthouse, 1 Courthouse Way, Suite 2300, Boston, Massachusetts 02210. Copies of some of the important documents, like the Complaint are also available on-line at www.AWPlitigation.net.

In addition, if you have any questions about the lawsuit or this Notice, you may:

- Visit the AWP Litigation Web site at www.AWPitigation.net
- Call toll free 1-xxx-xxx-xxxx (hearing impaired call 1-yyy-yyy-yyy)
- Write to: AWP Litigation Administrator, PO Box xxxx, City, State Zip code.

By Order of the United States District Court, District of Massachusetts.

Date: _____

The Honorable Judge Patti B. Saris

Questions? Call toll free 1-800-000-0000, or visit www.AWPlitigation.net.

EXHIBIT 2

AFFECTED DRUGS**EXHIBIT 2****AstraZeneca**

<u>Drug Name</u>	<u>Treatment</u>	<u>Dosages</u>
ZOLADEX	Prostrate and breast cancer; Endometriosis	<u>Implant</u> : 3.6mg <u>Injection (3 month)</u> : 10.8mg <u>Kit for injection</u> : 10.8mg syringe; 3.6mg syringe

Bristol-Myers Squibb Group

<u>Drug Name</u>	<u>Treatment</u>	<u>Dosages</u>
BLENOXANE	Cancer of cervix and uterus, head and neck, or testicle and penile cancer; Hodgkin's disease	<u>Powder for Injection</u> : 15 Unit Vial; 30 Unit Vial
COUMADIN	Thrombosis (blood clots); Atrial fibrillation (irregular, rapid heart beat); Heart attack	<u>Injection</u> : 5mg vial
CYTOXAN	Cancer (primarily breast, ovarian); Leukemia; Nephrotic syndrome (kidney disease)	<u>Injection</u> : 100mg; 200 mg; 500mg; 1gm; 1x2gm; <u>Lyophilized Injection</u> : 100mg; 200mg; 500mg <u>Powder for Injection</u> : 500mg; 1gm; 2gm <u>Tablets</u> : 25mg; 50 mg
ETOPOPHOS	Lung and testicular cancer; Cancer of the lymph glands; Leukemia	<u>Powder for Injection</u> : 100mg
PARAPLATIN	Ovarian cancer	<u>Powder for Injection</u> : 50mg; 150mg; 450mg
RUBEX	Ovarian and breast cancer; Cancers of the bone, stomach, lung, bladder and thyroid; Leukemia	<u>Powder for Injection</u> : 10mg; 50mg; 100mg <u>Powder for Injection (Under Immunex label)</u> : 10mg; 50mg; 100mg
TAXOL	Ovarian and breast cancer; Lung cancer; Kaposi's sarcoma	<u>Injection</u> : 30mg; 30mg/5ml; 300mg/50ml <u>Injection Solution</u> : 100mg; 100mg/16.7ml
VEPESID	Testicular cancer; Small cell lung cancer	<u>Injection Solution</u> : 100mg; 150mg; 500mg; 1gm <u>Capsules</u> : 500mg

Johnson & Johnson Group*Centocor, Ortho Biotech and Ortho McNeil*

<u>Drug Name</u>	<u>Treatment</u>	<u>Dosages</u>
REMICADE	Rheumatoid arthritis; Crohn's disease; Ulcerative colitis	<u>Intravenous Injection</u> : 100 mg vial
PROCIT	Anemia (especially anemia due to chemotherapy or HIV)	<u>Solution for Injection</u> : 2,000 Unit/ml; 3,000 Unit/ml; 4,000 Unit/ml; 10,000 Unit/ml; 20,000 Unit/ml; 40,000 Unit/ml

Schering Plough Group*Schering Plough and Warrick Pharmaceuticals*

<u>Drug Name</u>	<u>Treatment</u>	<u>Dosages</u>
ALBUTEROL	Asthma, chronic bronchitis, emphysema, and other lung diseases	<u>Inhalation Solution</u> <u>Sulfate Inhalation Solution</u>
INTEGRILIN	Chest pain and heart attack. May also be given during heart surgery	<u>Intravenous Injection</u> : 0.75mg/ml; 2mg/ml
INTRON A	Melanoma, leukemia, hepatitis B and C, lymphoma, Kaposi's sarcoma	<u>Solution for Injection</u> : 10million, 18million, 30million, 60 million multidose pen; 3million, 5million, 10million, 18million, 25 million unit HSA-Free vials <u>Powder for Injection</u> : 3million, 5million, 10million, 18million, 25 million, 50million unit vials
PERPHENAZINE	Psychiatric disorders; Severe nausea and vomiting	<u>Tablets</u> : 2mg; 4mg; 8mg; 16mg
PROVENTIL	Asthma, bronchitis, and emphysema.	<u>Inhalation Solution</u> : 5mg/ml; .83mg/ml
TEMODAR	Cancerous brain tumors	<u>Capsules</u> : 5mg; 20mg; 100mg; 250mg